

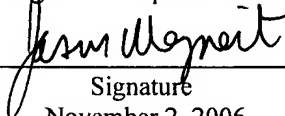
I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Commissioner for Patents  
Washington, D.C. 20231  
on November 2, 2006

\_\_\_\_\_  
Date of Deposit

\_\_\_\_\_  
Jason M. Wejnert, Reg. No. 55,722

\_\_\_\_\_  
Name of applicant, assignee or  
Registered Representative

\_\_\_\_\_  


\_\_\_\_\_  
Signature

\_\_\_\_\_  
November 2, 2006

\_\_\_\_\_  
Date of Signature

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )

Kurt Stege )

Serial No. 10/562,413 )

Filing Date: December 23, 2005 )

For NAVIGATION SYSTEM )

Case No. 11336/1236 (P03011US) )

Examiner: Not Yet Assigned

Group Art Unit No.: Not Yet Assigned

**PETITION UNDER 37 C.F.R. §1.47(b) TO ACCEPT  
APPLICATION WHERE THE INVENTOR CANNOT BE REACHED**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Applicant hereby petitions to make an application for patent on behalf of and as an agent for the inventor, Kurt Stege, who cannot be found or reached after diligent efforts or has refused to sign the declaration for the above-referenced patent application under 37 C.F.R. §1.47 (b). Applicant respectfully requests acceptance of the enclosed Declaration under 37 C.F.R. §1.47 and MPEP §409.03(a).

(A) As set forth in MPEP §409.03(a), the following are enclosed: An oath per 37 CFR 1.63 and 1.64 or 1.175, made on behalf of the nonsigning inventor as required by 37 CFR 1.64; a German Claiming Letter signed by the inventor; two (2) letters sent to the inventor requesting review of the present patent application and signature of the Declaration. The enclosed Declaration is unsigned by the inventor;

(B) I, Jason M. Wejnert, represent Harman Industries International, Inc. ("Harman"), the parent company of Harman Becker Automotive Systems, GmbH, the current assignee under German law of the above-referenced patent application. I have no direct relationship with any of the named inventors;

(C) Attached herewith is the affidavit of Dr. Timothy Bast, European Intellectual Property Counsel for Harman Becker Automotive Systems, GmbH, per MPEP 409.03(d) indicating the facts relating to the diligent efforts made to secure the execution of the declaration of the inventors Kurt Stege.

(D) On or about July 4, 2006, Kurt Stege was mailed a copy of the present patent application and a Declaration, to his last known address, for signature by the inventor after review of the patent application.

(E) On or about September 29, 2006, Kurt Stege was again mailed a copy of the present patent application and a Declaration, to his last known address, for signature by the inventor after review of the patent application.

(F) Between about October 10, 2006 and October 27, 2006, several attempts were made to contact Mr. Stege by telephone at his current employer of Siemens VDO of Regensburg, Germany. Mr. Stege did not respond or could not be reached.

(G) The last known address of the inventor is as follows:

**Kurt Stege, Schwabenstrasse 6, 93053 Regensburg, Germany**

(H) Attached herewith is the German Claiming Letter signed by the inventor Kurt Stege on or about January 7, 2003, assigning to Harman his interest in the present patent application, thus giving Harman proprietary ownership of the invention. Under German Law, an invention by an inventor employed by a German company may be claimed without limitation by the German company that employs the inventor within a predetermined period

of time from receipt by the German company of an invention disclosure from the inventor. The unlimited claim is effective as of the date of delivery of a "claiming letter" to the employee/inventor. To date, all rights to the invention were transferred to the employer by action of law (§7(1) ArbErfG).

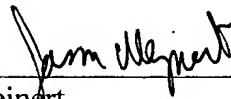
(I) This petition is being timely filed in response to the Notification of Missing Requirements under 35 U.S.C. 371, mailed April 4, 2006; and

(J) This petition is necessary to preserve Harman's rights and to prevent irreparable damage because the time limit for providing the missing Declaration is approaching.

Applicant has also calculated a processing fee in the amount of \$200.00 to be due under 37 C.F.R. §1.17(g) in connection with the filing of this Statement. Applicant has enclosed a check covering this fee, and, if such fee is insufficient, authorizes charging the remaining fee to a deposit account as indicated in the Transmittal accompanying this Statement.

Consideration of this petition and acceptance of the enclosed Declaration is respectfully requested.

Respectfully submitted,



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Jason M. Wejnert  
Registration No. 55,722  
Attorney for Harman Industries International, Inc.

November 2, 2006

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200



2. Kurt Stege is a former employee of Harman Becker Automotive Systems GmbH, a wholly owned subsidiary of Harman. Mr. Stege left Harman Becker Automotive Systems GmbH on June 30, 2005. To our best knowledge, Mr Stege is now an employee of Siemens VDO in Regensburg/Germany and his private address is Schwabenstrasse 6, 93053 Regensburg/Germany.

3. On or about January 07, 2003, Kurt Stege signed the attached German Claiming Letter for the invention of the present application. The claiming letter gave Harman proprietary ownership of the invention. Under German Law, an invention by an inventor employed by a German company may be claimed without limitation by the German company that employs the inventor within a predetermined period of time from receipt by the German company of an invention disclosure from the inventor. The unlimited claim is effective as of the date of delivery of the claiming letter to the employee/inventor. To date, all rights to the invention were transferred to the employer by action of law (§7(1) ArbErfG).

4. On or about July 04, 2006, Janine Doss, Assistant to European Counsel, transmitted the present patent application and a Declaration for signature by Mr. Stege after their review of the patent application to the current residences of Kurt Stege, (Schwabenstrasse 6, 93053 Regensburg/Germany). On or about September 29, 2006, Janine Doss transmitted again the present patent application and a Declaration for signature by Mr. Stege to the above address. Between October 10 and October 27, 2006 Janine Doss made several attempts to call Mr. Stege at his desk with his current employer (Siemens VDO in Regensburg/Germany) under the telephone numbers +49 941 79001 (reception) and +49 941 7905262 (direct line).

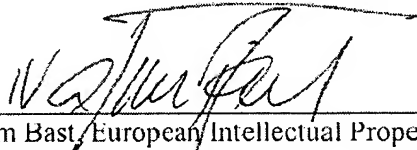
5. To date, Mr. Stege has not responded to Ms. Doss or has not returned an executed Declaration.

6. The extendible deadline to respond to the Notification of Missing Requirements for the present patent application is rapidly approaching. With the deadline to respond to the Notification of Missing Requirements approaching, and since Mr. Stege has not responded to the

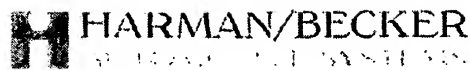
repeated requests for execution of the Declaration, Mr. Stege is not available to sign the Declaration or refuses to sign the Declaration.

The undersigned further declares that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: Oct-27-2006

  
\_\_\_\_\_  
Dr. Tim Bast, European Intellectual Property Counsel,  
Harman Becker Automotive Systems GmbH

EINGANG 13 JAN 2002



Harman/Becker Automotive Systems • Postfach 74 02 60 • D-76307 Karlsbad

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e-mail: [Jspindler@becker.de](mailto:Jspindler@becker.de)  
internet: [www.becker.de](http://www.becker.de)

Herr  
Steger, Kurt  
Werk Karlsbad  
Im Stöckmädle 1  
D-76307 Karlsbad

Ihr Zeichen

Unser Zeichen: P&L-SP

Datum: Karlsbad, 12.12.2002

Invention Disclosure No. (Erfindungsmeldung Nr.): P03011 Date of Receipt (Eingangsdatum): 28.08.2002

Title:  
***Dynamische Fahrempfehlung***

Dear Mr. Steger

HARMAN/BECKER Automotive Systems (Becker Division) GmbH, herewith refers to your above mentioned invention and declares to you unlimited proprietary claims in accordance with § 6 of the German Law regulating employee inventions.

*HARMAN/BECKER Automotive Systems (Becker Division) GmbH bezieht sich hiermit auf Ihre o.g. Erfindung und erklärt, diese unbeschränkt in Anspruch zu nehmen gemäß § 6 des Gesetzes über Arbeitnehmererfindungen.*

Yours sincerely

**HARMAN/BECKER Automotive Systems  
(Becker Division) GMBH**

Dr. T. Bast  
(P&L)

2002-01-07 KRA Craig

.....  
Date and Signature of Inventor  
(Datum und Unterschrift des Erfinders)

Co-Inventor (Miterfinder): keine

HARMAN/BECKER Automotive Systems GmbH · P.O. Box 2260 · 76303 Karlstad

Dr. Tim Bast  
European IP Counsel

Herrn  
Kurt Stege  
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DE 93053 Regensburg

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Fax +49 (0) 72 48-71-3446  
Email lbast@harman.com

Ihr Zeichen  
Unser Zeichen **P03011US**

Datum 04. July 2006

***Declaration zur Unterzeichnung***

Sehr geehrter Herr Stege,

in der Anlage übersende ich Ihnen eine „Declaration“ in obiger Angelegenheit. Ich dürfte Sie bitten diese zu unterschreiben und an uns zurück zu senden.

Ein frankierter und adressierter Rückumschlag ist diesem Schreiben beigelegt.

Vielen Dank und

mit freundlichen Grüßen

Janine Doss  
*Assistant to European IP Counsel*



HARMAN/BECKER Automotive Systems GmbH · P.O. Box 2260 · 76303 Karlsbad

Dr. Tim Bast  
European IP Counsel

Herrn  
Kurt Stege  
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Tel. +49 (0) 72 48-71-3445  
Fax +49 (0) 72 48-71-3446  
Email [tbast@harman.com](mailto:tbast@harman.com)

Ihr Zeichen  
Unser Zeichen **P03011US**

Datum 04. July 2006

***Declaration zur Unterzeichnung***

Sehr geehrter Herr Stege,

in der Anlage übersende ich Ihnen eine „Declaration“ in obiger Angelegenheit. Ich dürfte Sie bitten diese zu unterschreiben und an uns zurück zu senden.

Ein frankierter und adressierter Rückumschlag ist diesem Schreiben beigelegt.

Vielen Dank und

mit freundlichen Grüßen

Janine Doss  
*Assistant to European IP Counsel*